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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 FEDERAL NATIONAL MORTGAGE
8 ASSOCIATION,

9 Plaintiff(s),

10 v.

11 KEYNOTE PROPERTIES, LLC, et al.,

12 Defendant(s).

Case No. 2:17-CV-1647 JCM (NJK)

ORDER

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14 Presently before the court is defendant Keynote Properties, LLC's motion for demand for
15 security of costs. (ECF No. 11). Defendant asks that plaintiff—Federal National Mortgage
16 Association—file security of costs in the amount of \$500.00 in favor of the defendant pursuant to
17 NRS 18.130(1) because plaintiff is a non-resident of Nevada.

18 The Ninth Circuit recognizes that “federal district courts have inherent power to require
19 plaintiffs to post security for costs.” *Simulnet E. Assocs. v. Ramada Hotel Operating Co.*, 37 F.3d
20 573, 574 (9th Cir. 1994). A federal district court typically follows the forum state's practice
21 regarding security of costs, particularly when a party is a non-resident. *See, e.g.*, 10 Charles Alan
22 Wright & Arthur R. Miller, Federal Practice and Procedure § 2671 (3d ed. 1998). Section 18.130
23 of the Nevada Revised Statutes provides that the court may require an out-of-state plaintiff to post
24 a security for costs in an amount up to \$500.00 upon request by a defendant. Nev. Rev. Stat. §
25 18.130.

26 This court finds it appropriate to order security of costs in this matter.

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Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendant’s motion for demand for security of costs (ECF No. 11) be, and the same hereby is, GRANTED.

IT IS FURTHER ORDERED that plaintiff shall post security in the amount of \$500.00 within thirty (30) days of the entry of this order.

DATED September 12, 2017.


UNITED STATES DISTRICT JUDGE